

Proc. No. 2533, Dec. 29, 1941, 3 C. F. R. Cum. Supp. p. 283.

Proc. No. 2537, Jan. 14, 1942, 7 F. R. 329, 3 C. F. R. Cum. Supp. p. 287, revoked by Proc. No. 2678, Dec. 29, 1945, 11 F. R. 221, 3 C. F. R. 1946 Supp. p. 53.

Proc. No. 2563, July 17, 1942, 7 F. R. 5535, 3 C. F. R. Cum. Supp. p. 313.

Proc. No. 2655, July 14, 1945, 10 F. R. 8947, 3 C. F. R. 1945 Supp. p. 29.

Proc. No. 2674, Dec. 7, 1945, 10 F. R. 14945, 3 C. F. R. 1945 Supp. p. 43.

Proc. No. 2685, Apr. 11, 1946, 11 F. R. 4079, 3 C. F. R. 1946 Supp. p. 57, set out as a note preceding section 1 of Appendix to this title.

WORLD WAR I PROCLAMATIONS

Proclamations issued under this chapter during the years 1917 and 1918 will be found in 40 Stat. 1651, 1716, 1730, and 1772.

REGULATIONS

For regulations concerning removal of alien enemies, see 22 C. F. R. §§ 81.1—81.5, 28 C. F. R. §§ 30.1—30.5.

§ 22. Time allowed to settle affairs and depart.

When an alien who becomes liable as an enemy, in the manner prescribed in section 21 of this title, is not chargeable with actual hostility, or other crime against the public safety, he shall be allowed, for the recovery, disposal, and removal of his goods and effects, and for his departure, the full time which is or shall be stipulated by any treaty then in force between the United States and the hostile nation or government of which he is a native citizen, denizen, or subject; and where no such treaty exists, or is in force, the President may ascertain and declare such reasonable time as may be consistent with the public safety, and according to the dictates of humanity and national hospitality. (R. S. § 4068.)

DERIVATION

Acts July 6, 1798, ch. 66, § 1, 1 Stat. 577; July 6, 1812, ch. 130, 2 Stat. 781.

§ 23. Jurisdiction of United States courts and judges.

After any such proclamation has been made, the several courts of the United States, having criminal jurisdiction, and the several justices and judges of the courts of the United States, are authorized and it shall be their duty, upon complaint against any alien enemy resident and at large within such jurisdiction or district, to the danger of the public peace or safety, and contrary to the tenor or intent of such proclamation, or other regulations which the President may have established, to cause such alien to be duly apprehended and conveyed before such court, judge, or justice; and after a full examination and hearing on such complaint, and sufficient cause appearing, to order such alien to be removed out of the territory of the United States, or to give sureties for his good behavior, or to be otherwise restrained, conformably to the proclamation or regulations established as aforesaid, and to imprison, or otherwise secure such alien, until the order which may be so made shall be performed. (R. S. § 4069.)

DERIVATION

Act July 6, 1798, ch. 66, § 2, 1 Stat. 577.

§ 24. Duties of marshals.

When an alien enemy is required by the President, or by order of any court, judge, or justice, to depart and to be removed, it shall be the duty of the mar-

shal of the district in which he shall be apprehended to provide therefor and to execute such order in person, or by his deputy or other discreet person to be employed by him, by causing a removal of such alien out of the territory of the United States; and for such removal the marshal shall have the warrant of the President, or of the court, judge, or justice ordering the same, as the case may be. (R. S. § 4070.)

DERIVATION

Act July 6, 1798, ch. 66, § 3, 1 Stat. 578.

Chapter 4.—ESPIONAGE

Sec.

31—39. Repealed.

40. "United States" defined.

41. Repealed.

42. Effect of partial invalidity of chapter.

§§ 31—39. Repealed. June 25, 1948, ch. 645, § 21, 62 Stat. 862, eff. Sept. 1, 1948.

Section 31, acts June 15, 1917, ch. 30, title I, § 1, 40 Stat. 217; Mar. 28, 1940, ch. 72, title I, § 1, 54 Stat. 79, related to unlawful obtaining or permitting to be obtained information affecting national defense, and is now covered by section 793 of Title 18, Crimes and Criminal Procedure.

Section 32, act June 15, 1917, ch. 30, title I, § 2, 40 Stat. 218, related to unlawful disclosures affecting national defense, and is now covered by section 794 of Title 18, Crimes and Criminal Procedure.

Section 33, act June 15, 1917, ch. 30, title I, § 3, 40 Stat. 219, related to seditious or disloyal acts or words in time of war, and is now covered by section 2388 of Title 18, Crimes and Criminal Procedure. Former section 33 was amended by act May 16, 1918, ch. 75, § 1, 40 Stat. 553, which was repealed and the original section reenacted by Res. Mar. 3, 1921, ch. 136, 41 Stat. 1359.

Section 34, act June 15, 1917, ch. 30, title I, § 4, 40 Stat. 219, related to conspiracy to violate former sections 32 and 33 of this title, and is now covered by sections 794 and 2388 of Title 18, Crimes and Criminal Procedure.

Section 35, acts June 15, 1917, ch. 30, title I, § 5, 40 Stat. 219; Mar. 28, 1940, ch. 72, § 2, 54 Stat. 79, related to the harboring or concealing of violators of the law, and is now covered by sections 792 and 2388 of Title 18, Crimes and Criminal Procedure.

Section 36, act June 15, 1917, ch. 30, title I, § 6, 40 Stat. 219, related to designation by proclamation of prohibited areas, and is now covered by section 793 of Title 18, Crimes and Criminal Procedure.

Section 37, act June 15, 1917, ch. 30, title I, § 8, 40 Stat. 219, related to places subject to provisions of former sections 31—42 of this title, and is now covered by section 2388 of Title 18, Crimes and Criminal Procedure.

Section 38, act June 15, 1917, ch. 30, title I, § 7, 40 Stat. 219, related to the jurisdiction of courts-martial and military commissions, and is now not covered.

Section 39, act June 15, 1917, ch. 30, title XIII, § 2, 40 Stat. 231; Proc. No. 2695, eff. July 4, 1946, 11 F. R. 7517, 60 Stat. 1352, related to jurisdiction of Canal Zone courts over offenses on high seas, and is now covered by section 3241 of Title 18, Crimes and Criminal Procedure.

§ 40. "United States" defined.

CODIFICATION

Section, act June 15, 1917, ch. 30, title XIII, § 1, 40 Stat. 231, has been transferred to section 195 of this title.

§ 41. Repealed. June 25, 1948, ch. 645, § 21, 62 Stat. 862, eff. Sept. 1, 1948.

Section, act June 15, 1917, ch. 30, title VIII, § 4, 40 Stat. 226, related to definition of "Foreign government" and is now covered by section 11 of Title 18, Crimes and Criminal Procedure.

§ 42. Effect of partial invalidity of chapter.

CODIFICATION

Section, act June 15, 1917, ch. 30, title XIII, § 4, 40 Stat. 231, is now set out as a note under section 191 of this title.

Chapter 4A.—PHOTOGRAPHING, SKETCHING, MAPPING, ETC., DEFENSIVE INSTALLATIONS

§§ 45—45d. Repealed. June 25, 1948, ch. 645, § 21, 62 Stat. 862, eff. Sept. 1, 1948.

Section 45, act Jan. 12, 1938, ch. 2, § 1, 52 Stat. 3, related to photographing of defensive installations, and is now covered by sections 795—797 of Title 18, Crimes and Criminal Procedure.

Section 45a, act Jan. 12, 1938, ch. 2, § 2, 52 Stat. 3, related to photographing, etc., from aircraft, and is now covered by section 796 of Title 18, Crimes and Criminal Procedure.

Section 45b, act Jan. 12, 1938, ch. 2, § 3, 52 Stat. 3, related to reproducing, publishing, selling uncensored copies, and is now covered by section 797 of Title 18, Crimes and Criminal Procedure.

Section 45c, act Jan. 12, 1938, ch. 2, § 4, 52 Stat. 4, related to definitions of "aircraft", "post", "camp", and "station", and is now covered by sections 795 and 796 of Title 18, Crimes and Criminal Procedure.

Section 45d, act Jan. 12, 1938, ch. 2, § 5, 52 Stat. 4, related to geographical application of law, and is now covered by section 791 of Title 18, Crimes and Criminal Procedure.

Chapter 4B.—DISCLOSURE OF CLASSIFIED INFORMATION

§§ 46—46b. Repealed. Oct. 31, 1951, ch. 655, § 56 (c), 65 Stat. 729.

Sections, act May 13, 1950, ch. 185, §§ 1—3, 64 Stat. 159, 160, related to unlawful disclosure of classified information such as codes, code systems, intelligence activities, etc., definitions in connection therewith, and penalty for, and are now covered by section 798 of Title 18, Crimes and Criminal Procedure.

SAVINGS CLAUSE

Subsec. (1) of section 56 of act Oct. 31, 1951, provided that the repeal of these sections should not affect any rights or liabilities existing hereunder on the effective date of that repeal (Oct. 31, 1951).

Chapter 4C.—ATOMIC WEAPONS INFORMATION REWARDS

Sec.

47a. Information concerning illegal introduction or manufacture; reward.

47b. Awards Board; composition; determinations.

47c. Aliens; waiver of admission requirements.

47d. Hearings; rules and regulations.

47e. Certification of award; approval; payment.

47f. Definitions.

§ 47a. Information concerning illegal introduction or manufacture; reward.

Any person who furnishes original information to the United States—

(a) leading to the finding or other acquisition by the United States of any special nuclear material or atomic weapon which has been introduced into the United States, or which has been manufactured or acquired therein contrary to the laws of the United States, or

(b) with respect to an attempted introduction into the United States or an attempted manufacture or acquisition therein of any special nuclear material or atomic weapon, contrary to the laws of the United States,

shall be rewarded by the payment of an amount not to exceed \$500,000. (July 15, 1955, ch. 372, § 2, 69 Stat. 365.)

SHORT TITLE

Congress in enacting this chapter, provided by section 1 of act July 15, 1955, that it should be popularly known as the "Atomic Weapons Rewards Act of 1955".

§ 47b. Awards Board; composition; determinations.

An Awards Board consisting of the Secretary of the Treasury (who shall be the Chairman), the Secretary of Defense, the Attorney General, the Director of Central Intelligence, and of one member of the Atomic Energy Commission designated by that Commission, shall determine whether any person furnishing information to the United States is entitled to any award and the amount thereof to be paid pursuant to section 47a of this title. In determining whether any person furnishing information to the United States is entitled to an award and the amount of such award, the Board shall take into consideration—

(a) whether or not the information is of the type specified in section 47a of this title, and

(b) whether the person furnishing the information was an officer or employee of the United States and, if so, whether the furnishing of such information was in the line of duty of that person.

Any reward of \$50,000 or more shall be approved by the President. (July 15, 1955, ch. 372, § 3, 69 Stat. 365.)

§ 47c. Aliens; waiver of admission requirements.

If the information leading to an award under section 47b of this title is furnished by an alien, the Secretary of State, the Attorney General, and the Director of Central Intelligence, acting jointly, may determine that the entry of such alien into the United States is in the public interest and, in that event, such alien and the members of his immediate family may receive immigrant visas and may be admitted to the United States for permanent residence, notwithstanding the requirements of the Immigration and Nationality Act. (July 15, 1955, ch. 372, § 4, 69 Stat. 366.)

REFERENCES IN TEXT

The Immigration and Nationality Act, referred to in the text, is classified to chapter 12 of Title 8, Aliens and Nationality.

CROSS REFERENCES

Requirements for admission of aliens, see section 1182 of Title 8, Aliens and Nationality.

§ 47d. Hearings; rules and regulations.

The Board established under section 47b of this title is authorized to hold such hearings and make, promulgate, issue, rescind, and amend such rules and regulations as may be necessary to carry out the purposes of this chapter. (July 15, 1955, ch. 372, § 5, 69 Stat. 366.)

§ 47e. Certification of award; approval; payment.

Any awards granted under section 47b of this title shall be certified by the Awards Board and, together with the approval of the President in those cases where such approval is required, transmitted to the Director of Central Intelligence for payment out of funds appropriated or available for the administration of the National Security Act of 1947,